

From: [Code Enforcement Officer](#)
To: [Becky Hapgood](#); [Brent Chesley](#); [PB District 1](#); [PB District 2](#); [PB At Large](#); [PB Alt At Large](#); [PB District 4](#)
Cc: [Ronald Breton](#); [Irene Belanger](#); [Blane Casey](#); [Wayne Chadwick](#); [Janet Preston](#); [Cathy Chesley](#); [uforesearcher54@gmail.com](#)
Subject: Re: Planning Board Meeting Minutes February 23, 2021
Date: Saturday, June 19, 2021 12:14:42 PM

All,

I agree with Brent. My statement about the high water mark was meant to explain that the retaining wall on the Chesley's property does not violate a setback rule; it is not closer to the water than the high water mark. The high water mark is a horizontal line along the shoreline, not an elevation. The retaining wall does extend below the normal high water level (elevation) by its nature; it requires a foundation to stay in place. This is understood and permitted by the construction permits. I can definitely understand the confusion. The vocabulary is specific to this type of construction.

Jaime Hanson
CEO/LPI China

From: Becky Hapgood <Becky@chinamaine.org>
Sent: Thursday, June 17, 2021 2:26:08 PM
To: Brent Chesley <bchesley@wymanandsimpson.com>; PB District 1 <PB.District.1@chinamaine.org>; PB District 2 <PB.District.2@chinamaine.org>; PB At Large <PB.At.Large@chinamaine.org>; PB Alt At Large <PB.Alt.At.Large@chinamaine.org>; PB District 4 <PB.District.4@chinamaine.org>
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Subject: RE: Planning Board Meeting Minutes February 23, 2021

Hi Brent,

Thank you for bringing this to the Planning Board's attention. The town requires the minutes to accurately reflect what was said at the meeting. I would expect the planning board to revisit this at their next meeting.

Becky

Rebecca J. Hapgood
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From: Brent Chesley <bchesley@wymanandsimpson.com>

Sent: Thursday, June 17, 2021 2:02 PM

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Subject: Planning Board Meeting Minutes February 23, 2021

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Planning Board Members-

I was reading through some of the past Planning Board meeting minutes and found a major error in record keeping within the minutes of the February 23, 2021 meeting. I have attached a pdf of those minutes with the error highlighted. It is contained in the first paragraph within **Continued discussion: Shoreland Stabilization**. The meeting minutes state "CEO Hanson explained that the Chesley project goes below the high-watermark, horizontally.....". This is not what I recalled his statement to be so I listened to the live stream recording of the February 23 meeting. His statements regarding our project are in the live stream recording between the time 19:00-19:30(This will save you from listening through the entire meeting). I would suggest that all of you go to the recording and listen for yourselves. The gist of his actual comment was that the Chesley project is below the high-water mark vertically, but back away from the high-water mark horizontally. I'm not sure what the procedure is, but there has to be a procedure to include an amendment or addendum to meeting minutes that can officially be entered into the record of that meeting. Leaving the minutes, as written, to be the actual record, is a major concern for myself and for the Town. Stating that the project goes below the high-water mark horizontally is misleading that I am in violation of my NRPA permit and that the Town has allowed that to happen. This is not what CEO Hanson said and is not what has transpired. Not going below the high-water mark horizontally was one of the revisions to our NRPA Permit application that Maine DEP was adamant about during their review process. I would appreciate a response on what you can and intend to do to remedy this false record of that meeting.

On another note, I would like to ask each of the Planning Board Members the following question: Maine DEP's review of a NRPA Permit Application is quite extensive and very thorough, so what do you expect the Town to gain by including regulation of shoreline stabilization into the Chapter 2 Land Use Ordinance? A response from each Planning Board member would be greatly appreciated.

Thank you,
Brent Chesley
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